

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. 06-562M
)
Plaintiff,)
)
v.)
) DETENTION ORDER
JOSE ROSALIO JIMENEZ MENDOZA,)
)
Defendant.)
_____)

Offense charged:

Conspiracy to Distribute Methamphetamine

Date of Detention Hearing: October 24, 2006

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant is charged by indictment in the District of Idaho with conspiracy to

01 distribute 500 grams or more of a substance containing methamphetamine. He has waived an
02 identity hearing and an Order of Transfer has been signed.

03 (2) Defendant's criminal history includes prior failures to appear and failures to comply
04 with court orders. He was not interviewed by Pretrial Services, so there is limited background
05 information available.

06 (3) Defendant does not contest detention. He wishes to have local counsel in the
07 District of Idaho re-raise the issue when he appears in that district.

08 (4) Defendant poses a risk of nonappearance due to lack of verified background
09 information, lack of known ties to this District, and a history of failing to appear and failing to
10 comply with court orders. Defendant poses a risk of danger due to criminal history.

11 (5) There does not appear to be any condition or combination of conditions that will
12 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
13 to other persons or the community.

14 It is therefore ORDERED:

15 (1) Defendant shall be detained pending trial and committed to the custody of the
16 Attorney General for confinement in a correction facility separate, to the extent
17 practicable, from persons awaiting or serving sentences or being held in custody
18 pending appeal;

19 (2) Defendant shall be afforded reasonable opportunity for private consultation with
20 counsel;

21 (3) On order of a court of the United States or on request of an attorney for the
22 Government, the person in charge of the corrections facility in which defendant is

01 confined shall deliver the defendant to a United States Marshal for the purpose of
02 an appearance in connection with a court proceeding; and

- 03 (4) The clerk shall direct copies of this Order to counsel for the United States, to
04 counsel for the defendant, to the United States Marshal, and to the United States
05 Pretrial Services Officer.

06 DATED this 24th day of October, 2006.

07 
08 Mary Alice Theiler
09 United States Magistrate Judge
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